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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

ROSEMARY GARITY,	)	
	)	Case No. 2:11-cv-01805-RFB-CWH
Plaintiff,	)	
	)	
v.	)	<b>Defendant's Motion to Re-Tax Costs</b>
	)	
USPS PMG MEGAN J. BRENNAN,	)	
	)	
Defendant.	)	

Pursuant to Fed. R. Civ. P. 54(d)(1) and LR 54-12, Defendant requests the Court to review and re-tax the costs which were taxed by the Clerk of Court. *See* ECF Nos. 522 and 523. This motion is being refiled in accordance with Minute Order, ECF No. 531.<sup>1</sup>

Respectfully submitted this 7th day of June 2021.

CHRISTOPHER CHIOU  
Acting United States Attorney

/s/ Brianna Smith  
BRIANNA SMITH  
Assistant United States Attorney

<sup>1</sup> A petition for rehearing was denied by the Ninth Circuit on June 7, 2021 and this motion follows.

**Memorandum of Points and Authorities**

Defendant requests the Court to review and re-tax the following portions of the clerk's order taxing costs:

1. Fees for printed or electronically recorded transcripts necessarily obtained for use in the case.

2. Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.

In accordance with LR 54-12(b), which states that the motion will be decided based on the materials already provided to the clerk, the Defendant hereby refers the Court to its Objection to Bill of Costs, ECF No. 495.

Respectfully submitted this 7th day of June 2021.

CHRISTOPHER CHIOU  
Acting United States Attorney

/s/ Brianna Smith  
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